

Jana_Milliken@fws.gov 03/01/2004 03:39 PM

To ghoshr@stb.dot.gov

CC

bcc

Subject Biological assessment recommendations

Rini,

Per our phone conversation today, here's the link for the recommendations on the preparation of a biological assessment for a major construction activity (as defined by NEPA).

 $http://a257.g. a kamaitech.net/7/257/2422/05 dec 20031700/edocket. access. gpo.gov/cfr_2003/octqtr/50cfr402.12.htm$

Key in on section (f) on contents of the BA. If that link doesn't work, the regulations can be found at 50 CFR 402.12.

Also as discussed today, we can concur with this information and your determination made in an EIS. In other words, STB does not need to prepare a separate document (i.e. a BA) for concurrence.

Let me know if you have any other questions, Jana

Jana Milliken Wildlife Biologist US Fish & Wildlife Service 10711 Burnet Road, Suite 200 Austin, TX 78758 512-490-0057